



**STATE OF NEW JERSEY**

**Board of Public Utilities**

**Two Gateway Center**

**Newark, NJ 07102**

**[www.bpu.state.nj.us](http://www.bpu.state.nj.us)**

Customer Assistance

IN THE MATTER OF MARY LOU AND, )  
MARKE DILKS, PETITIONER v. CITY OF )  
BORDENTOWN, WATER DEPARTMENT, )  
RESPONDENT )

ORDER ADOPTING  
INITIAL DECISION

BPU Docket No. WC03020147U  
OAL Docket No. PUC 2399-03

(SERVICE LIST ATTACHED)

BY THE BOARD:

On February 21, 2003, Mary Lou and Marke Dilks (Petitioners) filed a petition with the Board of Public Utilities (Board) for a hearing in regard to a billing dispute with the City of Bordentown Water Department (Respondent). On April 1, 2003, Respondent filed an answer.

The Board transmitted this matter to the Office of Administrative Law (OAL) for determination and initial disposition as a contested case pursuant to N.J.S.A. 52:14B-1 et seq. and N.J.S.A. 52:14F-1 et seq. It was filed on April 22, 2003, and assigned to Administrative Law Judge (ALJ) John R. Tassini.

During the pendency of this matter at the OAL, the parties engaged in negotiations and executed a Stipulation of Settlement. The settlement was submitted to the ALJ for review. On January 7, 2004, ALJ Tassini filed his Initial Decision with the Board, recommending that the settlement be approved. The ALJ found the settlement to be voluntary, consistent with the law and fully dispositive of all issues in controversy. The ALJ therefore concluded that the settlement met the requirements of N.J.A.C. 1:1-19.1.

The settlement provides that of the total disputed water bill of \$577.60, Petitioners will pay Respondent \$326.30 on or before January 9, 2004. Respondent will write off the remaining amount, \$251.30, by way of credit.

After review, the Board FINDS that the terms of the settlement are fair and reasonable. Therefore, the Board HEREBY ADOPTS the Initial Decision and Stipulation of Settlement in their entirety, incorporating the terms thereof into this final decision as if fully set forth at length herein.

DATED: 2/11/04

BOARD OF PUBLIC UTILITIES  
BY:

SIGNED

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JEANNE M. FOX  
PRESIDENT

SIGNED

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FREDERICK F. BUTLER  
COMMISSIONER

SIGNED

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CAROL J. MURPHY  
COMMISSIONER

SIGNED

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CONNIE O. HUGHES  
COMMISSIONER

SIGNED

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JACK ALTER  
COMMISSIONER

ATTEST:

SIGNED

KRISTI IZZO  
SECRETARY

Mary Lou and Marke Dilks v. City of Bordentown, Water Department

BPU Dkt. No. WC03020147U  
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**SERVICE LIST**

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